

HOUSE BILL 1061

K4, P5

CONSTITUTIONAL AMENDMENT

1lr1971

By: **Delegates Kramer, Simmons, Arora, Barkley, Bates, Carr, Cullison, Dumais, Feldman, Gilchrist, Gutierrez, Howard, Hucker, A. Kelly, Luedtke, A. Miller, Reznik, S. Robinson, Summers, Valderrama, and Vaughn**

Introduced and read first time: February 11, 2011

Assigned to: Appropriations

A BILL ENTITLED

1 AN ACT concerning

2 **State Retirement and Pension System – Local Educators and Librarians –**
3 **Local Employer Contributions**

4 FOR the purpose of proposing an amendment to the Maryland Constitution
5 prohibiting the State from requiring any political subdivision of the State to pay
6 certain employer contributions on behalf of certain members of the Teachers'
7 Retirement System or Teachers' Pension System; and submitting this
8 amendment to the qualified voters of the State for their adoption or rejection.

9 BY proposing an amendment to the Maryland Constitution
10 Article III – Legislative Department
11 Section 59

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, (Three-fifths of all the members elected to each of the two Houses
14 concurring), That it be proposed that the Maryland Constitution read as follows:

15 **Article III – Legislative Department**

16 59.

17 **(A)** The Legislature shall pass no law creating the office of “State Pension
18 Commissioner,” or establishing any general pension system within this State.

19 **(B) THE LEGISLATURE SHALL PASS NO LAW REQUIRING THAT ANY**
20 **POLITICAL SUBDIVISION OF THE STATE PAY, ON BEHALF OF ANY EMPLOYEE OF**
21 **A POLITICAL SUBDIVISION WHO IS A MEMBER OF THE TEACHERS’ RETIREMENT**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **SYSTEM OR TEACHERS' PENSION SYSTEM, ANY AMOUNT OF THE EMPLOYER**
2 **CONTRIBUTION FOR THOSE EMPLOYEES.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That the General Assembly
4 determines that the amendment to the Maryland Constitution proposed by this Act
5 affects multiple jurisdictions and that the provisions of Article XIV, § 1 of the
6 Maryland Constitution concerning local approval of constitutional amendments do not
7 apply.

8 SECTION 3. AND BE IT FURTHER ENACTED, That the foregoing section
9 proposed as an amendment to the Maryland Constitution shall be submitted to the
10 qualified voters of the State at the next general election to be held in November, 2012
11 for their adoption or rejection pursuant to Article XIV of the Maryland Constitution.
12 At the general election, the vote on this proposed amendment to the Constitution shall
13 be by ballot, and upon each ballot there shall be printed the words "For the
14 Constitutional Amendment" and "Against the Constitutional Amendment," as now
15 provided by law. Immediately after the election, all returns shall be made to the
16 Governor of the vote for and against the proposed amendment, as directed by Article
17 XIV of the Maryland Constitution, and further proceedings had in accordance with
18 Article XIV.